

HOUSE BILL No. 4038

(As amended April 29, 2003)

(As amended May 14, 2003)

January 28, 2003, Introduced by Rep. Rocca and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
(MCL 380.1 to 380.1852) by adding section 1531d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1531d. (1) Beginning [~~<<July>>~~ 1, 2004], the superintendent
2 of public instruction shall not issue an initial teaching
3 certificate to a person unless the person presents evidence
4 satisfactory to the superintendent of public instruction that the
5 person meets 1 of the following:
6 (a) Has successfully completed a course approved by the
7 department in [first aid and] cardiopulmonary resuscitation, including a
8 test
9 demonstration on a mannequin, and has successfully completed
10 instruction approved by the department in foreign body airway
11 obstruction management, and holds valid certification in these
topics issued by the American red cross, American heart

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1 association, or a comparable organization or institution approved
2 by the department.

3 (b) Has physical limitations that make it impracticable for
4 the person to complete the instruction and obtain the required
5 certification under subdivision (a).

6 (2) A person who meets the requirements described in
7 subsection (1)(a) and who performs [first aid,] cardiopulmonary
resuscitation [,]
8 or foreign body airway obstruction management on another person
9 in the course of his or her employment as a teacher is not liable
10 in a civil action for damages resulting from an act or omission
11 occurring in that performance except an act or omission
12 constituting gross negligence or willful and wanton misconduct.
<<(3) This section does not create a duty to act on the part of a
person who holds the certification described in subsection (1)(a).>>